

**Board of Public Works and Safety
Regular Meeting Minutes
December 17, 2012**

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board members Stephen Barnett and Bob Swinehamer answered roll call.

Chief of Police Tim O'Sullivan, Fire Chief John Henderson, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Rick Littleton, Planning Director Krista Linke, City Engineer Travis Underhill, Street Commissioner Ron Collins, Clerk Treasurer Janet Alexander, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness asked for a moment of silence in memory of those who lost their lives in the Connecticut school shooting, followed by the Pledge of Allegiance.

Announcement & Presentations

Chief O'Sullivan requested that the Board set a value and authorize the retirement and award of the service weapon to retiring Captain Joe Gruss. The Chief stated that Captain Gruss served the City for 34 years. He also stated that the Captains service weapon is a Glock 27 which has a fair market value of \$287.00. Mr. Swinehamer made a motion that the service weapon valued at \$287.00 be retired and awarded to Captain Gruss, seconded by Mr. Barnett. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Public Comments

Resident Tom Spahr spoke regarding recent criminal activity and general vandalism in his neighborhood which is the city block bounded by W. Madison, N. Jackson, W. King, and N. Main streets. Mr. Spahr stated that there have been several separate acts of vandalism and theft. However he acknowledged that most incidents were not reported. Chief O'Sullivan stated he has formed a special investigative unit to address these types of problems. He asked that Mr. Spahr and his neighbors report any suspected activity. These reports help the investigators develop incident timelines. The Chief also stated that he will request additional patrols in this area.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held December 3, 2012
2. Board of Works Claims.
 - #120812 Sewer Utilities-Utility Payments in the amount of \$22,355.96
 - #120712 Civil City Utility Payments in the amount of \$361,028.70
 - #120412 RDC Utility Payments in the amount of \$20,431.29

- Civil City Payroll in the amount of \$302,949.29
- Payroll Personal Day Pay Out in the amount of \$16,478.14
- #121712 Civil City-General Obligations in the amount of \$179,099.53
- #121612 Sewer Utility-General Obligations in the amount of \$16,546.32
- #121512 Sewer Utility-Utility Payments in the amount of \$4,958.31
- #121412 Civil City Utility Payments in the amount of \$327,095.45

Mr. Barnett made a motion to approve all matters listed on the consent agenda. His motion was seconded by Mr. Swinehamer. The motion carried.

Old Business

Jackson Street Parking Issues - City Engineer Travis Underhill gave the board an analysis regarding traffic and parking on Jackson Street. Mr. Underhill recommended that the original parking pattern be restored. Mr. Barnett and Mr. Swinehamer asked the Engineer to consider elimination of the angle parking and redirecting traffic south. A discussion was held. It was decided to leave the parking as is until the Main Street project is completed. Mayor McGuinness made a motion to revisit this issue on February 4th during the regular meeting. His motion was seconded by Mr. Swinehamer. The motion carried.

New Business

Request to Extend Restricted Parking on E. Monroe Street until March 1, 2013 for Duke Remediation Project - Mr. Mark Breting of Mundell Associates requested an extension of time due to work delays on the remediation project. A discussion was held. Mr. Swinehamer made a motion to extend the parking restrictions on Monroe Street until March 1, 2013. This motion was seconded by Mr. Barnett. The motion carried and was approved.

Chief Henderson and City Attorney Gray presented the updated Ambulance Services Agreement with Seals Ambulance. A discussion was held. The City does not pay Seals for this service. Mr. Barnett made a motion to approve seconded by Mr. Swinehamer. The motion carried and the contract was approved.

City Attorney Lynn Gray presented Resolution No.: 12-08 A Resolution Approving Real Estate Transfer from Redevelopment Commission to City of Franklin. Mayor McGuinness explained that the RDC has completed the installation of a landscaped parking lot on the two vacant lots acquired from Johnson County located at Wayne and Jackson Street. A discussion was held. Mayor McGuinness seconded by Mr. Barnett made a motion to approve Resolution 12-08. The motion carried.

City Attorney Gray reminded the Board Members of their annual obligation to submit certifications relative to Resolution No.: 12-13 of the Common Council of the City of Franklin, Indiana a Resolution Complying with Anti-Nepotism Law and Contracting with a Unit (IC 36-1-20.2 Nepotism) (IC 36-1-21 Contracting), all elected officials and Board Members are required to sign these certifications before December 31st of each year. The first certification presented was titled: Annual Certification of Elected Official to the Executive of the City of Franklin on Compliance with the City of Franklin's Nepotism Policy Involving Direct Line Supervision. The second certification form presented was titled: Certification of Elected Official to the City of Franklin On Compliance

with Municipal Nepotism Policy, relative to entering into contracts and agreements. All officials present signed and returned both forms to the Clerk Treasurer for safe keeping. Record of the Certifications will be filed by the Clerk Treasurer along with the Certified Report of Names, Addresses, Duties and Compensation of Public Employees - 100R which must be filed with the State Board of Accounts each year in January.

Acceptance & Execution of Drainage Easement & Right-of-Way for Franklin Spec Building (1725 N. Graham Rd.) Senior Planner Joanna Myers asked the Board to approve this drainage and right-of-way easement. Mr. Barnett made a motion to accept and execute the Drainage Easement & Right-of-Way. This motion was seconded by Mr. Swinehamer. The motion to accept carried.

DPW Superintendent Rick Littleton asked the Board to approve the Miller Pipeline Request for Payment #5 - Release of Retainage for the Sanitary Sewer Rehabilitation Project in the amount of \$26,658.00. A discussion was held. Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. Mr. Barnett abstained. The motion carried.

Police Chief O'Sullivan asked for permission to proceed with the Proposed Sale of a Department Weapon for Store Credit with Elmore Firearms. The Chief explained that Elmore Firearms and Accessories has offered to accept a trade of a green Glock 22, .40 caliber pistol (serial number ELC775) and two 15 capacity magazines in exchange for a store credit in the amount of \$350. A discussion was held. Mayor McGuinness made a motion to approve the sale seconded by Mr. Barnett. The motion carried.

Request to Purchase a Combination Sewer Cleaner from Best Equipment Company - DPW Superintendent Rick Littleton presented a quote for the purchase of a 2006 Vac-Con Sewer Cleaner which the City has been using since August 2011, as well as two comparable quotes. The leasing firm, Best Equipment offered to sell the machine to the City for \$54,400.00. Fredrickson Supply quoted \$180,000 and EJ Equipment quoted \$213,925.00. It was explained that the machine was leased for flood recovery projects and has been used as a backup for our existing machine. A discussion was held. City Attorney Lynn Gray explained that a special purchase is allowed under Indiana Code 5-22-10-5 permits special purchase in a limited number of circumstances when it results in substantial savings to the unit. Mr. Littleton stated that the payment will come from the Storm and Sanitary Sewer Funds. Mr. Swinehamer made a motion to accept lowest and most responsive bid from Best Equipment for \$54,400, seconded by Mr. Barnett. The motion carried.

Other Business

There was no other business presented.

Department Reports / Staff Reports

Chip Orner reported that the new aquatic center is under construction and that the Park Board received bids for the renovation and expansion of the recreation center. The bids received were \$100,000 below the initial estimates.

Police Chief Tim O'Sullivan reported his department stats for November 1 through December 1 stats: total incidents 1,427, traffic stops 250, citations 125, warnings 134, and arrests 32.

Fire Chief John Henderson stated that his department made over 2500 runs this year. He shared that the national average is four to six runs a day. Our average is 6.8 runs per day.

Department of Public Works Superintendent Rick Littleton explained that the Telecommunications Council had requested and received bids for cellular telephone service from AT&T and Verizon. The lowest quote came from AT&T which is our current provider. Mr. Littleton asked the Boards permission to sign modifications with AT&T to accept the lower rate. Mr. Barnett made a motion to accept, seconded by Mr. Swinehamer. The motion carried.

Adjournment

As there was no further business to come before the Board of Works a motion was made and seconded to adjourn. The meeting adjourned at 6:08 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer
Enrolled: 01/03/2013

Joseph McGuinness, Mayor

Attest:

Janet P. Alexander, Clerk-Treasurer